

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 493 – SB 601

March 25, 2013

**SUMMARY OF ORIGINAL BILL:** Defines “collector” to be any tax entity other than a county that collects its own taxes, assessments, or other charges secured by property. Adds “collector” to statutory language relative to delinquent tax property collection. Authorizes certain local governments to establish and apply fees to delinquent property tax suits. Authorizes courts to award reasonable attorneys fees under certain circumstances to local governments. Establishes and clarifies processes and procedures for the collection of delinquent taxes.

FISCAL IMPACT OF ORIGINAL BILL:

Other Fiscal Impact – Due to multiple unknown factors, the net fiscal impact to local government revenue cannot be determined; however, the impact to local government for implementation of the bill is estimated to be not significant

**SUMMARY OF AMENDMENTS (004011, 005474):** Amendment 004011 deletes and rewrites the bill such that the only changes are technical and non-substantive. Amendment 005474 makes a non-substantive deletion in Section 4 and removes reference to “other liability” in Section 19 and Section 20.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- According to the Comptroller of the Treasury, this bill as amended, will not fiscally impact the Division of Property Assessments or the Office of State Assessed Properties.
- According to the Comptroller, any impact as a result of this bill as amended will be to local government; however, that impact is difficult to determine and quantify.
- It is estimated that the additional procedures prescribed by the bill as amended will not increase local government expenditures.
- Due to multiple unknown variables, such as whether the procedures established by the bill as amended will increase or decrease collection of delinquent property taxes for local governments; if any of the local government entities authorized to establish and

collect fees will collect any such fees, and if any courts will award attorneys fees to local governments, a precise fiscal impact to local government revenue cannot be determined.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/jrh